

RECEIVED
CENTRAL FAX CENTER
APR 24 2006

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:	Brent Gerberding
Application No.:	10/063937
Filed:	May 28, 2002
For:	Polar Radiopaque Marker for Stent
Examiner:	Elizabeth Houston
Group Art Unit:	3731
Firm Docket No.:	S63.2B-10447-US01

DATE: April 24, 2006TIME: 3:03pm FACSIMILE NO.: 571-273-8300TOTAL NUMBER OF PAGES (including transmittal letter): 2

FACSIMILE TRANSMITTAL LETTER

Following please find a(n) 1 page Request for Continued Examination (RCE); and 1 page Facsimile Transmittal Letter.

With respect to fees:

- ☐ No additional fee is believed to be required
- ☒ Charge Deposit Account No. 22-0350 in the amount of \$790.00 (RCE Fee)
- ☒ Charge any fee deficiency to our Deposit Account No. 22-0350

Conditional Petition

If any extension of time for the accompanying response is required or if a petition for any other matter is required, applicant requests that this be considered a petition therefore.

If any additional fees associated with this communication are required and have not otherwise been paid, please charge the additional fees to Deposit Account No. 22-0350. Please credit overpayment associated with this communication to the Deposit Account No. 22-0350.

Respectfully submitted,
VIDAS, ARRETT & STEINKRAUS

Date: April 24, 2006By: 

Brendan C. Babcock
Registration No.: 50705

6109 Blue Circle Drive, Suite 2000
Minnetonka, MN 55343-9185
Telephone: (952) 563-3000
Facsimile: (952) 563-3001

f:\wpwork\bcbl\10447us01_tra2_20060424.doc

Certificate of Transmission

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office, Fax No. 571-273-8300, on April 24, 2006.

Signature: 

Heidi J. Stenter

RECEIVED
CENTRAL FAX CENTER

002

APR 24 2006

Request For Continued Examination (RCE) Transmittal Address to: Mail Stop RCE Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450	Application Number	10/063937	
	Filing Date	May 28, 2002	
	First Names Inventor	Brent Gerberding	
	Art Unit	3731	
	Examiner Name	Elizabeth Houston	
	Attorney Docket Number	S63.2B-10447-US01	

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.
 Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility of plant application filed prior to June 8, 1995, or to any design application.

Submission required under 37 CFR 1.114 Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

1. ☒ Previously submitted. If a final Office Action is outstanding, any amendments filed after the Final Office Action may be considered as a submission even if this box is not checked.

a. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____

ii. ☐ Other _____

b. ☐ Enclosed

i. ☐ Amendment/Reply (Pages _____) iii. ☐ Information Disclosure Statement (IDS) (Pages _____)

ii. ☐ Affidavit(s)/ Declaration(s) (Pages _____) iv. ☐ Other _____

2. **Miscellaneous**

a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)

b. ☐ Other _____

3. **Fees**

The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.

The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 22-0350.

a. ☒ RCE fee required under 37 CFR 1.17(e)

ii. ☐ Extension of time fee (37 CFR 1.136 and 1.17)


iii. ☐ Other _____

b. ☐ Check in the amount of \$_____ enclosed

c. ☐ Payment by credit card (Form PTO-2038 enclosed)

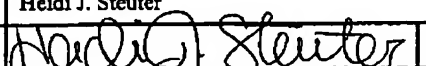
WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	Brendan C. Babcock	Registration No. (Attorney/Agent)	50705
Signature		Date	April 24, 2006

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

Name (Print/Type)	Heidi J. Steuter
Signature	
Date	April 24, 2006